

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Kouichiro INOMATA et al.

Group Art Unit: 2814

Application No.: 10/538,689

Examiner: John C. Ingham

Filed: June 10, 2005

Confirmation Number: 6764

For: SPIN INJECTION DEVICE, MAGNETIC APPARATUS USING THE

SAME, AND MAGNETIC THIN FILM USED FOR THEM

Attorney Docket Number:

052684

Customer Number:

38834

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 December 8, 2006

Sir:

This paper is submitted in response to the Official Action dated November 13, 2006.

In the Office Action, Applicants are required to elect one of the following groups of claims for prosecution in this application:

Group I Claims 1-17,

Claims 1-17, drawn to a spin injection device; or

Group II

Claims 21-50, drawn to a magnetic thin film.

Applicants hereby elect the subject matter of Group I, Claims 1-20. This election is made without traverse, it being understood that the Applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 U.S.C. §120 and 35 U.S.C. §121 are retained.

Response to Restriction Requirement Attorney Docket 052684

& Adrian, LLP

Application No. 10/538,689 Art Unit 2814

If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. If any additional fees are due in connection with this paper, please charge Deposit Account No. 50-2866.

Respectfully submitted/

WESTERMAN, HAT

William F. Westerman

Attorney for Applicants

Registration No. 29,988

Telephone: (202) 822-1100

Facsimile: (202) 822-1111

WFW/dlt